

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

ERVIN J. THOMPSON,

Plaintiff,

v.

KYLE WEBB, et al.,

Defendants,

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No. 4:14CV1987 JCH

MEMORANDUM AND ORDER

This matter is before the Court on plaintiff's motion for leave to file an amended complaint. Plaintiff did not submit a proposed amended complaint with the motion.

"[I]n order to preserve the right to amend the complaint, a party must submit the proposed amendment along with its motion." Clayton v. White Hall School Dist., 778 F.2d 457, 460 (8th Cir. 1985). As a result, the Court will deny the motion without prejudice to refiling with a proposed amended complaint.

Accordingly,

IT IS HEREBY ORDERED that plaintiff's motion for leave to file an amended complaint [ECF No. 7] is **DENIED without prejudice**.

Dated this 6th Day of January, 2015.

/s/ Jean C. Hamilton
UNITED STATES DISTRICT JUDGE